

**PUBLIC MEETING  
August 19, 2010  
MINUTES**

Chairman Mike Murray called the meeting to order at 10 a.m.

Commissioners Derek Brown and Andy Hunthausen were present. Others attending all or a portion of the meeting included Eric Bryson, Jeff Sealey, K. Paul Stahl, Kelly Blake, Michael McHugh, Dan Chovanak, Doug Peterson, Fred Phillips, Patrick Faber, and Carole Byrnes, Recording Secretary.

Pledge of Allegiance. Everyone recited the Pledge.

Consent Action Items. (Eric Bryson)

- a. Vendor Claims Report for the Week of August 16, 2010. (Marni Bentley)
- b. Resolution 2010-250 Ordering a Refund of Taxes/Fees/Assessments Paid by Grace Alice Webb Painter in the Amount of \$22.42. (Cheryl Green)
- c. Resolution 2010-251 Ordering a Refund of Taxes/Fees/Assessments Paid by David R. and Lora L. Grigsby in the Amount of \$332.20. (Cheryl Green)
- d. Master Service Agreement Between Lewis and Clark County and Evercom Systems, Inc. for the Installation and Maintenance of Inmate Telecommunications System for the Period 7/1/10 – 6/30/13. (Tammy Potter)

Eric Bryson reported on the consent agenda and recommended approval.

No public comments were received.

Commissioner Hunthausen moved to approve the consent action items and authorized the Chair to sign. Commissioner Brown seconded the motion. The motion carried 3-0.

Request for Extension of Final Plat for Northstar Development, LLC, Phase 6, to August 25, 2011. (Applicant: Dan Chovanak) (Planner: Michael McHugh)

Michael McHugh reported that the applicant has requested a one-year extension which would be the sixth year of the preliminary subdivision approval. Phase 6 has not been completed, pending approval from DEQ. An error in procedure was made when a fifth-year extension was granted by the Board of County Commissioners on August 6, 2009. An amended subdivision improvements agreement was not developed at that time. The motion today would be to consider the extension for the sixth year contingent upon signature of an amended subdivision improvements agreement. Remaining off-site improvements include paving of Valley Drive along the southern boundary of the property and installation of turn lanes on North Montana at the approaches to the subdivision.

Dan Chovanak, 1111 Billings, stated a one-year extension would be adequate.

Commissioner Hunthausen asked about the status of open space for the subdivision.

Mr. Chovanak had no recent conversation with the school district but still intends on parkland for a school or dedicated open space.

Michael McHugh stated until the county receives title, the county cannot enter into an agreement with the school district.

Public hearing.

Doug Peterson, 9037 Douglas Circle. This land was his family's ranch and it was his dad's wishes and the intent of the subdivision proposal to give the school district some land for ball fields.

Hearing no other comments, the public hearing was closed.

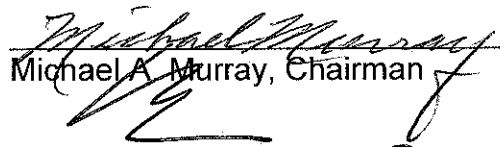
The Commission and Deputy County Attorney Stahl discussed how to proceed with the proposed extension request since there was no written agreement for year five. The contract would be available prior to the board's decision.

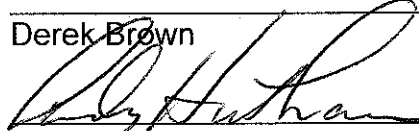
Commissioner Brown moved to table action on this and asked staff to prepare an agreement for the board to consider on August 26<sup>th</sup>. Commissioner Hunthausen seconded the motion. The motion carried 3-0.


Public comments on any public matter within the jurisdiction of the Commission that is not on the agenda above. None.

There was no other business, the meeting adjourned at 10:42 a.m.

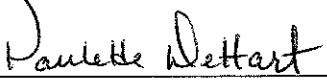
LEWIS AND CLARK COUNTY  
BOARD OF COMMISSIONERS

  
Michael A. Murray, Chairman

  
Derek Brown

  
Andy Hunthausen

ATTEST:

  
Paulette DeHart, Clerk of the Board